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January 29, 2004

RECEIVED

FEB 05 2004

TC 1700

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Ser. No.: 09/834,389
 Title: Integrated and Modular BSP/MEA Manifold Plates for Fuel Cell
 Use
 Filed: 13 April 2001
 Examiner: Gregg Cantelmo
 Art Unit: 1745
 Inventors: Franklin *et al.*
 My ref. no.: 109.04

Dear Sir or Madam:

Enclosed for filing in the above-captioned case, please find the following:

- Response to Office Action with Amendment;
- IDS, with references;
- Certification Under 37 CFR 1.97(e)
- Petition for Extension of Time; and
- Fee Transmittal; and
- Acknowledgment Postcard.

Sincerely,

Dan Mag

Daniel P. Maguire
(Reg. No. 41,506)

Certification under 37 § C.F.R. § 1.10

I hereby certify that this transmittal letter and all the documents referred to as enclosed therein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37 CFR § 1.10 on January 29, 2004 addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, mailing label No. EV 372 653 234 US

Dan Mag

Daniel P. Maguire (Reg. No. 41,506)

Enclosures

cc: Client
Tom Moran (for Arikara & Bawden)

UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Jerrold Franklin, et al.) Date: January 29, 2004
Application No. 09/834,389) Group Art Unit: 1745
Filed: April 13, 2001) Examiner: Greg Cantelmo
For: Integrated and Modular BSP/MEA) Attorney Ref. No.: 109.04
Manifold Plates for Fuel Cell Use)

Certification Under 37 CFR §1.97(e)

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir or Madam:

The applicants for the above-captioned case hereby certify, under 37 CFR §1.97(e)(1), that all of the references cited in the Information Disclosure Statement submitted herewith were first cited to the applicants in a communication from a foreign patent office in a counterpart foreign application less than three months from today. Therefore, the enclosed Information Disclosure Statement is being filed without the payment of any fee.

Date: January 29, 2004

By:

Daniel P. Maguire
Daniel P. Maguire, Reg. 41,506
Tel: (530) 750-3661
Attorney for Franklin and Mettler

Date: January 29, 2004

By:

Tom M. Moran
Tom Moran, Reg. 26,314
Tel: (650) 843-5104
Attorney for Bawden and Arikara

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL

for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 653)

Complete if Known

Application Number	09/834,389
Filing Date	13 April 2001
First Named Inventor	Franklin
Examiner Name	Gregg Cantelmo
Art Unit	1745
Attorney Docket No.	109.04

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None

 Deposit Account:

Deposit Account Number	502321
Deposit Account Name	Daniel Maguire

The Director is authorized to: (check all that apply)

 Charge fee(s) indicated below Credit any overpayments

 Charge any additional fee(s) or any underpayment of fee(s)

 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	475
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

475

*or number previously paid, if greater; For Reissues, see above

SUBMITTED BY

Name (Print/Type)	Daniel P. Maguire	Registration No. (Attorney/Agent)	41,506	Telephone 530 750 3661
Signature				
Date	1/29/04			

(Complete if applicable)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.